

Docket No.: 10884-00013-US
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
James J. Modliszewski et al.

Application No.: 10/824,860

Confirmation No.: 7246

Filed: April 14, 2004

Art Unit: 1609

For: HOMOGENEOUS, THERMOREVERSIBLE
GEL FILM CONTAINING KAPPA-2
CARRAGENAN AND SOFT CAPSULES
MADE THEREFROM

Examiner: C. E. Helm

INFORMATION DISCLOSURE STATEMENT (IDS)

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is filed more than three months after the U.S. filing date, OR more than three months after the date of entry of the national stage of a PCT application, AND after the mailing date of the first Office Action on the merits, whichever occurs first, but before the mailing date of a Final Office Action or Notice of Allowance (37 CFR 1.97(c)).

In accordance with 37 CFR 1.98(a)(2)(ii), Applicant has not submitted copies of U.S. patents and U.S. patent applications. Applicant submits herewith copies of foreign patents and non-patent literature in accordance with 37 CFR 1.98(a)(2).

Russian patent RU 352444 A (URAND S.P.A.) was cited in a foreign counterpart of the present application. Applicants understand that the patent discloses a process for making microcapsules. The following information was supplied to the Applicants: RU 352444 A (URAND S.P.A.) discloses a process for making microcapsules by dispersion of oil, non-mixing with water, or an organic solvent in hydrophilic colloid polymer material of the cover (capsule) with the further rise of pH and coacervation, at that before rising pH an anti-agglomerating agent is introduced, chosen from the group of natural colloids, comprising kappa-carrageenan, pectins or lambda-carrageenan. In the process of coacervation the emulsion or slurry is kept at mixing and after that under mixing is cooled to temperature, which is lower than the temperature of formation of gelatin from film-forming colloid substance. After cooling the obtained slurry or emulsion the walls of the capsule become solid. The capsule or the group of capsules can be used as capsules, comprising walls of the capsule and capsulated substance.

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

Please charge our Credit Card in the amount of \$180.00 covering the fee set forth in 37 CFR 1.17(p). Credit Card Payment Form SB-2038, with a signature from an authorized cardholder, is enclosed. The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter

Application No.: 10/824,860

Docket No.: 10884-00013-US

filed in this application by this firm) to our Deposit Account No. 03-2775, under Order No. 10884-00013-US. A duplicate copy of this paper is enclosed.

Dated: May 21, 2008

Respectfully submitted,

By 
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